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Docket No. 13282-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Clarke

Group Art Unit 1761

Serial No.: 09/858,190

Examiner Weinstein, Stephen L.

Filing Date: May 15, 2001

Title: Packaging of Bananas

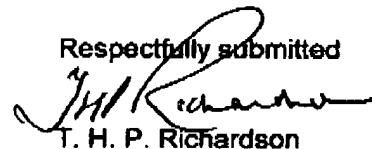
Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450
Alexandria, VA 22313-1450

RECORD OF TELEPHONE CONVERSATION

Sir,

This paper is filed to make of record a telephone conversation between the Examiner and the undersigned on or about September 3, 2008. In that conversation, the Examiner stated that the Office Action mailed on or about August 28, 2008 (the mailing date is not given on the paper), which is a duplicate of the Office Action mailed July 3, 2008, had been sent in error. The Examiner agreed, therefore, that the duplicate Office Action did not require a response, for the reasons set out in the paper entitled Record of Telephone Conversation mailed August 28, 2008, which notes that the Examiner agreed to withdraw the Office Action mailed July 3, 2008, and to issue a new Office Action which would, inter alia, fully identify any of the "newly added" references on which the Examiner wished to rely.

Respectfully submitted



T. H. P. Richardson

Registration No. 28,805

Tel No. 650 854 6304

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this paper is being sent by facsimile transmission to the United States Patent and Trademark Office (571-273-8300) on September 30, 2008

Typed name of person signing this certificate: T. H. P. Richardson, Reg No. 28,805, Tel No. 650 854 6304
Signature